

**BEFORE THE ENVIRONMENTAL APPEALS BOARD
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C.**

In re:

Whole Foods Market Group, Inc.,
Whole Foods Market California, Inc.,
Mrs. Gooch's Natural Food Markets, Inc.,
Whole Foods Market Pacific Northwest, Inc.,
and Whole Foods Market Rocky Mountain/
Southwest, L.P.,
WFM Northern Nevada, Inc.,
WFM Southern Nevada, Inc.,
WFM Hawaii, LLC,
WFM-WO, Inc.,
Nature's Heartland, Inc.,
WFM Nebraska, LLC, and
Whole Foods Market Lusher
Frisco CO, LLC

Docket No. RCRA-HQ-2017-0001

FINAL ORDER

Pursuant to 40 C.F.R. § 22.18(b)-(c) of EPA's Consolidated Rules of Practice, the attached Consent Agreement resolving this matter is incorporated by reference into this Final Order and is hereby ratified.

The Respondents are ORDERED to comply with the terms of the Consent Agreement, effective immediately.

So ordered.¹

Dated: _____

Judge, Environmental Appeals Board

¹ The three-member panel ratifying this matter is composed of Environmental Appeals Judges _____,
_____ and _____.

CERTIFICATE OF SERVICE

I certify that copies of the foregoing "Consent Agreement" and "Final Order" in the Matter of Whole Foods Market Group, Inc., et al., Docket No. RCRA-HQ-2017-0001, were filed and copies of the same were sent to the following person in the manner indicated below:

Via Interoffice Mail:

Laura K. Welles, Esq.
Waste and Chemical Enforcement Division
Office of Civil Enforcement
1200 Pennsylvania Ave., NW (Mail Code 2249A)
Washington, DC 20460

Via U.S. Certified Mail:

John H. Hempfling II, Esq.
Whole Foods Market Central Office
550 Bowie Street
Austin, TX 78703

Jennifer Hartman King, Esq.
King Williams LLP
520 Capitol Mall, Ste 750
Sacramento, CA 95814

Dated: _____

Annette Duncan, Secretary
U.S. Environmental Protection Agency
Environmental Appeals Board